

PROCEEDINGS OF THE CITY COUNCIL
Rapid City, South Dakota

October 21, 2019

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Rapid City was held at the City/School Administration Center in Rapid City, South Dakota on Monday, October 21, 2019, at 6:30 P.M.

The following members were present: Mayor Steve Allender and the following Alderpersons: Ritchie Nordstrom, Lisa Modrick, Greg Strommen, John Roberts, Laura Armstrong, Chad Lewis, Lance Lehmann, Becky Drury, and Bill Evans; the following Alderpersons arrived during the course of the meeting: None; and the following were absent: Darla Drew.

Staff members present included: Finance Officer Pauline Sumption, City Attorney Joel Landeen, Police Chief Karl Jegeris, Assistant Fire Chief Jason Culberson, Community Development Director Ken Young, and Administrative Coordinator Heidi Weaver-Norris.

ADOPTION OF AGENDA

Motion was made by Modrick, second by Armstrong and carried to adopt the agenda.

AWARDS AND RECOGNITIONS

Mayor Allender presented Dr. Willis Sutliff with the Proclamation of World Polio Day. Thursday, October 24, is World Polio Day in Rapid City. The city is recognizing the work of Rapid City's two Rotary Clubs in efforts to address poverty, disease, hunger, illiteracy, and the environment in Rapid City, the state and abroad, and efforts by Rotary with the global effort to eradicate polio, which has dropped 99.9 percent since 1988 worldwide.

Mayor Allender along with Bill Casper honored the family of Ralph Schwab with the Proclamation of Ralph Schwab Day on October 21, 2019, which would have been his 100th birthday. Ralph served his country and volunteered many hours to the VFW, Knights of Columbus, DAV and the Central States Fair. Ralph's Veteran's banner will be displayed as part of the Veteran's Banner Project in Rapid City.

NON-PUBLIC HEARING ITEMS -- Items 3 – 38

Several people spoke in opposition of item (PW101519-09), they included: Sam Schmeltzer, Richard Walker, Erica Harvey, Keven Crosby, Michelle Hudson, Joe Leichnam, Brenda Warren, and Diane Knutson. They are all in favor of dark sky lighting and said the best example of dark sky lighting can be seen at Founders Park. Dan Senftner, spoke in favor of doing the bid now. He said the only streets getting new lights are Main and Saint Joseph. He stated he's not opposed to dark sky lighting, but the lights they found are not dark sky compliant. He said they have been working on this for four years and wants to move forward. He does not want think they should have to change the bid criteria.

CONSENT ITEMS – Items 3 – 30

The following item was removed from the Consent Items:

18. PW101519-09: Authorize staff to advertise for bids Downtown Lighting Project. Project #19-2500 CIP #51228 Engineers Estimate \$1,177,560.

Motion was made by Roberts, second by Lehmann and carried to approve items 3-30 with the exception of item 18.

Approve Minutes

3. Approve Minutes for the October 7, 2019 Regular Council meeting.

Tax Increment District Set for Hearing (November 4, 2019)

4. No. 19TI002 - A request by KTM Design Solutions, Inc. for Yasmeen Dream, LLC for a Resolution to approve TID #78 Project Plan Amendment #1 for property generally described as being located east and west of Elk Vale Road between E. Highway 44 and the current terminus of East Fairmont Street.

Alcoholic Beverage License Applications Set for Hearing (November 4, 2019)

5. Youth and Family Services for a SPECIAL EVENT On-Sale Malt Beverage license and On-Sale Wine license for an event scheduled for February 21 and 22, 2019 at Youth and Family Services, 120 E. Adams Street
6. Golden Ticket Cinemas, Inc. DBA Golden Ticket Cinemas Rushmore 7, 350 East Disk Drive, for a Retail (on-off sale) Wine and Cider license and a Retail (on-off sale) Malt Beverage and South Dakota Farm Wine license
- 6A. Naja Shriners for a SPECIAL EVENT On-Sale Dealer license for an event scheduled for November 16, 2019 at Rapid City Shrine Center, 4091 Sturgis Road

Public Works Committee Consent Items

7. PW101519-03: Approve Request from School House, LLC for a Variance to Waive the Requirement to Install Sidewalk per City Ordinance 12.08.060 along Clarkson Road, Pioneer Circle and section line right-of-way for property located at 9340 Clarkson Road.
8. PW101519-04: Approve extension of contract bid to the following contractors for the Operated Equipment Rental for Street Snow Removal contract for the 2019-2020 snow season: Simon Contractors of SD
9. PW101519-05: Authorize Mayor and Finance Officer to sign an agreement between the City of Rapid City and Gregory and Janet Lester for construction of a public sewer main in Creek Dr.
10. PW101519-07: Authorize Mayor and Finance Officer to sign Professional Services Agreement with Architecture Incorporated for Fitzgerald Stadium Renovations Project No. 19-2508 CIP #51231 for and amount not to exceed \$89,942.00.
11. PW101519-08: Authorize staff to advertise for bids 2019 Roof Replacement Project No. 19-2492 / CIP No. 50098 estimated at \$900,000.
12. PW101519-10: Authorize Mayor and Finance Officer to Sign an Agreement between the City of Rapid City and Advanced Engineering and Environmental Services, Inc. (AE2S) for Engineering Services for Elk Vale Lift Station Gravity Main & Force Main Upgrades Project No. 18-2480 / CIP No. 50729, in the amount of \$522,701.00.
13. PW101519-14: Approve Change Order 1 to R.C.S Construction, Inc. for Hanover Drive Drainage. Project #18-2460/CIP 51204. No cost change order.
14. PW101519-15: Authorize Mayor and Finance Officer to sign four permanent utility easements with Black Hills Power Inc. for power line relocation for the Rushmore Plaza Civic Center Arena Expansion Project, project number 18-2452
15. PW101519-01: Approve Resolution No. 2019-083 Authorizing Installation Of Roadway Lighting By The South Dakota Department Of Transportation Along SD79 Between The Intersections Of Us16B/Catron Blvd And Old Folsom Rd, Adjacent To The Rapid City Regional Landfill

RESOLUTION 2019-083

A RESOLUTION AUTHORIZING INSTALLATION OF ROADWAY LIGHTING BY THE SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION ALONG SD79 BETWEEN THE INTERSECTIONS OF SD16B/CATRON BLVD AND OLD FOLSOM RD, ADJACENT TO THE RAPID CITY REGIONAL LANDFILL

WHEREAS, the South Dakota Department of Transportation is undertaking Project PH 0044(332), PCN 06K3 which includes construction of an offset right turn/deceleration lane for southbound traffic at the Rapid City Regional Landfill entrance on SD79; and

WHEREAS, lighting does not currently exist along Highway SD79 between the intersections of SD 16B/Catron Blvd and Old Folsom Rd, adjacent to the Rapid City Regional Landfill; and

WHEREAS, it is the policy of the South Dakota Department of Transportation to provide roadway lighting, when warranted, as part of the regular highway construction program; and

WHEREAS, the South Dakota Department of Transportation has proposed to include funding the installation of roadway lighting as part of the scheduled project, such lighting to be accepted by the City of Rapid City upon completion of the project;

NOW, THEREFORE, BE IT RESOLVED by the Common Council that the City of Rapid City is willing to provide for all of the operational and maintenance costs of any proposed lighting that is installed by the South Dakota Department of Transportation within the Highway SD79 Right of Way adjacent to the Rapid City Regional Landfill

I, Steve Allender, Mayor of the City of Rapid City, hereby certify that the foregoing resolution was passed by the City of Rapid City Common Council at a meeting held on the 21st day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:
s/ Pauline Sumption
Finance Officer

- 16. PW101519-11: Authorize Mayor and Finance Officer to sign a three-year contract with ESRI for an Enterprise License Agreement for GIS software in the amount of \$57,900 the first year, and \$56,000 year two and three, for a total expenditure of \$169,900.
- 17. PW101519-06: Approve a request by BH Capital 7, LLC for authorization to prepare an H-Lot located in Section 32, T2N, R8E, BHM, Rapid City, Pennington County, South Dakota and to authorize acceptance of the deed.
- 19. PW101519-12: Approve with Stipulations, A Request from KTM Design Solutions, Inc. for an Exception to allow more than 40 dwelling units with one point of access. Per Section 2.6 of the Infrastructure Design Criteria Manual (IDCM), a single access can only serve 40 dwelling units unless an Exception is approved by City Council.
- 20. PW101519-13: Acknowledge Solid Waste Division update on Marketing and Recycle Operations

Legal & Finance Committee Consent Items

- 21. LF101619-07 – Authorize the Mayor and Finance Officer to Sign City Hall Service Agreements with JCI and Kone for Ongoing Facility Services
- 22. LF101619-03 – Authorize Staff to Purchase Jeep Grand Cherokee at State Bid Price to Replace Aging Vehicle in the Police Department Fleet
- 23. LF101619-05 – Approve Resolution No. 2019-085 a Resolution Declaring Miscellaneous Personal Property Surplus to be traded

Resolution #2019-085
RESOLUTION DECLARING MISCELLANEOUS PERSONAL PROPERTY SURPLUS

WHEREAS the below-described property is no longer necessary, useful or suitable for municipal purposes

NOW, THEREFORE, BE IT RESOLVED that the following property be declared surplus and disposed of according to state statutes:

From: Police 201

For Deletion (TRADE):
2009 FORD EXPLORER
-VIN# 1FMEU73E29UA30922

BE IT FURTHER RESOLVED that the Mayor and Finance Officer may do all acts necessary to dispose of this property according to state law.

Dated this 21st day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

- 24. Acknowledge the Following Volunteers for Worker’s Compensation Purposes: Kevin Carpenter (RSVP+), Kim Crago (RSVP+), Samantha Kellar (Fire Department), Marleah McClain (RSVP+), Kathleen Steiner (RSVP+)
- 25. LF101619-02 – Acknowledge August 2019 Sales Tax Report
- 26. LF101619-06 – Approve Resolution No. 2019-084 a Resolution Levying Assessment for Abatement of Nuisances

RESOLUTION NO. 2019-084
RESOLUTION LEVYING ASSESSMENTS FOR
ABATEMENT OF NUISANCES

BE IT RESOLVED by the City Council of the City of Rapid City, South Dakota, as follows:

- 1. The City Council has made all investigations which it deems necessary and has found and determined that the condition of your property had constituted a nuisance. The City abated this nuisance. The cost of the abatement, including administrative costs, is the amount stated in the proposed Assessment Roll for Abatement of Nuisances.
- 2. The Assessment Roll for Abatement of Nuisances is hereby approved and assessments thereby specified are levied against each and every lot, piece, or parcel of land thereby described.
- 3. Such assessments, unless paid within thirty (30) days after the filing of the assessment roll in the Office of the Finance Officer, shall be certified as delinquent to the Pennington County Auditor and payable through the Pennington County Treasurer’s Office with the statutory interest rate.

Dated this 21st day of October, 2019.

CITY OF RAPID CITY
s/ Steve Allender
Mayor

ATTEST:

s/ Pauline Sumption
Finance Officer

27. LF101619-01 – Acknowledge Update from the Opportunity Capture Fund Committee

Community Development Consent Items

28. LF101619-04 – Authorize the Mayor and Finance Officer to Sign the FY2019 Community Development Block Grant Contract for the Black Hills Community Loan Fund

Bid Award Consent Items

29. No. CC102119-02.1 – Approve award of total bid for PARK DRIVE STORM SEWER REPAIR, Project No. 19-2483 / CIP No. 51184 opened on OCTOBER 15, 2019 to the lowest responsible bidder, BTD Enterprises, LLC in the amount of \$47,139.38.
30. No. CC102119-02.2 – Approve award of total bid for Lion Drive Rehabilitation Project, Project No. 18-2474 / CIP No. 50549 opened on 10/15/2019 to the lowest responsible bidder, Simon Contractors of SD, Inc. in the amount of \$359,445.00.

END OF CONSENT ITEMS

Mayor read in item (PW101519-09) Authorize staff to advertise for bids Downtown Lighting Project. Project #19-2500 CIP #51228 Engineers Estimate \$1,177,560. Modrick is in favor of down lighting. She thinks the bid should include dark sky lighting options. Evans suggested a different bid criteria should be put together to include dark sky lighting. Motion was made by Drury, second by Modrick to continue the item for 30 days. Drury wants the process to include dark sky lighting. Armstrong said she reviewed the meeting minutes when this was approved for Vision Fund use and there was not a stipulation that said it had to be dark sky compliant. Senftner said they considered dark sky lighting, but didn't choose it. He stated it would take a lot of time to start the bid criteria over. Armstrong said the city is not being fraudulent with vision funds just because dark sky lighting wasn't chosen. Nordstrom is not in favor of stopping the process at the 11th hour. Motion failed 6-3 with Modrick, Evans and Drury in favor of continuing. Motion was made by Lehmann, second by Roberts to approve. Motion carried 7-2 with Evans and Drury voting no.

NON-CONSENT ITEMS – Items 31 – 38

Trevor Messinger spoke on item (PW101519-02). He asked that the 315 feet of sidewalk be waived until the adjoining properties put their sidewalks in. He said there is no curb and gutter there. He is willing to do the 315 feet plus the 1000 feet in front of their building if it can be waived until neighboring sidewalks are put in.

Ordinances

Ordinance 6356 (No. 19RZ029) an Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Longbranch Civil Engineering, Inc for Sara Hyde for a Rezoning from Neighborhood Commercial District to Medium Density Residential District for property generally described as being located at 1006 and 1012 Farlow Avenue. Motion was made by Modrick, second by Roberts and carried that Ordinance 6356 be placed upon its first reading and the title was fully and distinctly read and second reading set for November 4, 2019.

Public Works Committee Items

Roberts read in item (PW101519-02) Request from Hermanson Egge Engineering, INC. for a variance to waive the requirement to install sidewalk along North Plaza Drive, Rapid City, per City Ordinance 12.08.060. Motion was made by Modrick, second by Roberts to approve variance. Modrick said they shouldn't be responsible for a sidewalk to nowhere. The city is creating a burden that is not necessary at this time. Tech said staff is not authorized to make exceptions and council is the only body that can do that. Messinger said he is not opposed to putting in the sidewalk, he would just like others to put theirs in as well. Roberts thinks it would be a liability to have the sidewalk put in now. Armstrong is against

waiving the sidewalk requirement. She thinks more sidewalks should be called in. Motion passed 5-4 with Nordstrom, Strommen, Armstrong and Drury voting no.

Community Development Items

Mayor read in item (No. 19PL063) A request by Longbranch Civic Engineering, Inc for Broker Dividend Fund, LLC for a Preliminary Subdivision Plan for proposed Lots 1 thru 10 of Block 1, Lots 1 thru 14 of Block 2, Lots 1 thru 27 of Block 3, Lots 1 thru 19 of Block 4, Lots 1 thru 18 of Block 5, Lots 1 thru 2 of Block 6, and Lots 1 thru 3 of Block 7 of Hillsvie Estates Subdivision, generally described as being located at the northern terminus of Haakon Street. Motion was made by Nordstrom, second by Modrick to approve with the following stipulations: 1. Prior to submittal of a Development Engineering Plan application, street names shall be submitted to the Emergency Services Communication Center for review and approval for Streets A, B, C and D. In addition, the plat document and construction plans shall show the approved street names; 2. Prior to submittal of a Development Engineering Plan application for Phase 3 or 4, the applicant shall demonstrate that the 55 lots located north of the intersection of Haakon Street and Street C shall be provided with more than one point of access by either including the construction of E. Anamosa Street as it abuts the north lot line to Reservoir Road or extending one of the proposed cul-de-sac streets (Street A or B) to provide a connection to Reservoir Road or shall meet criteria for obtaining an Exception to allow 55 dwelling units with one point of access pursuant to Section 2.6 of the Infrastructure Design Criteria Manual. If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 3. Upon submittal of a Development Engineering Plan application, construction plans for E. Anamosa Street shall be submitted for review and approval showing the dedication of 50 feet of right-of-way, half of the 100 feet of right-of-way required for a principal arterial street, and constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual or shall meet criteria for obtaining an Exception or Variance (sidewalk). If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 4. Upon submittal of a Development Engineering Plan application, construction plans for Ziebach Street, Haakon Street and Streets A, B, C and D, all local streets, shall be submitted for review and approval showing the streets located in a minimum 52-foot wide right-of-way with an additional 10 feet of right-of-way for Street C the first 200 feet as it extends from Reservoir Road and an additional 10 feet of right-of-way for Haakon Street the first 200 feet as it extends from E. Anamosa Street. In addition, the construction plans shall show the streets constructed pursuant to Figure 2-1 of the Infrastructure Design Criteria Manual with the cul-de-sac bulb(s) for Streets A and B located in a minimum 118-foot diameter right-of-way and constructed with a minimum 96-foot diameter pavement or shall meet criteria for obtaining an Exception or Variance (sidewalk). If an Exception is obtained, a copy of the approved document shall be submitted with the Development Engineering Plan application; 5. Upon submittal of a Development Engineering Plan application, the plat document shall show the dedication of 50 feet of right-of-way, half of the 100 feet of right-of-way required for a principal arterial street, for Reservoir Road. In addition, a profile for any future construction of Reservoir Road shall be submitted to ensure that the subdivision grades match the future right-of-way elevations; 6. Upon submittal of a Development Engineering Plan application, the intersection of Haakon Street and Street D shall be analyzed and adjusted, if possible, to minimize the skewed alignment; 7. Upon submittal of a Development Engineering Plan application, water plans and analysis prepared by a Registered Professional Engineer shall be submitted for review and approval in accordance with the Infrastructure Design Criteria Manual. The design report shall demonstrate that the water service is adequate to meet estimated domestic flows and required fire flows to support the proposed development. In addition, easements shall be provided as needed; 8. Upon submittal of a Development Engineering Plan application, a sewer design report prepared by a Registered Professional Engineer in accordance with the Infrastructure Design Criteria Manual shall be submitted for review and approval. The design report shall demonstrate that the sanitary sewer capacity is adequate to meet estimated flows and provide sufficient system capacity in conformance with the Infrastructure Design Criteria Manual. In addition, easements shall be provided as needed; 9. Upon submittal of a Development Engineering Plan application, a drainage plan and report prepared by a Registered Professional Engineer as per the Infrastructure Design Criteria Manual and the Rapid City Municipal Code shall be submitted for review

and approval. The drainage report shall address storm water quantity control to pre-developed, historic rates and provide storm water quality treatment. In addition, easements shall be dedicated as needed; 10. Upon submittal of a Development Engineering Plan application, an Erosion and Sediment Control Plan in compliance with the adopted Stormwater Quality Manual and the Infrastructure Design Criteria Manual shall be submitted for review and approval if subdivision improvements are required; 11. Upon submittal of a Development Engineering Plan application, a cost estimate for any required subdivision improvements shall be submitted for review and approval; 12. Prior to approval of the Development Engineering Plan application, engineering reports required for construction approval shall be accepted and agreements required for construction approval shall be executed. In addition, permits required for construction shall be approved and issued and construction plans shall be accepted in accordance with the Infrastructure Design Criteria Manual. All final engineering reports shall be signed and sealed by a Professional Engineer and contain a Certification Statement of Conformance with City Standards, as required by the Infrastructure Design Criteria Manual; 13. Prior to approval of the Development Engineering Plan application, a Development Agreement shall be entered into with the City for all public improvements; 14. Prior to submittal of a Final Plat application, the plat document shall show the proposed “10-foot wide right-of-way” located between Lots 2 and 3 of Block 5 as a “10-foot wide Pedestrian Access Easement”. In addition, an agreement shall be submitted for recording securing maintenance of the proposed easement. The sidewalk shall be constructed as a part of the subdivision improvements for this phase of the development; 15. Prior to submittal of a Final Plat application, that portion of the property zoned Office Commercial District and Neighborhood Commercial District shall be rezoned to Medium Density Residential District in compliance with the City’s Future Land Use Plan; 16. Prior to submittal of a Final Plat application for Phase Three or prior to submittal of a Rezoning application to change the zoning designation for this area from Office Commercial District to Medium Density Residential District, whichever occurs first, the existing mobile home shall be removed; 17. Upon submittal of a Final Plat application, an agreement shall be submitted for recording securing ownership and maintenance of proposed Lot 6 of Block 5 and Lot 3 of Block 6, Major Drainage Easement(s). In addition, any proposed drainage elements shall be secured within a Major Drainage Easement and the agreement shall include these elements to secure ownership and maintenance; 18. Upon submittal of a Final Plat application, surety for any required subdivision improvements that have not been completed shall be posted and the subdivision inspection fees shall be paid; and, 19. Prior to the City’s acceptance of the public improvements, a warranty surety shall be submitted for review and approval as required. Motion carried 8-0 with Roberts abstaining.

Alcoholic Beverage License Applications Renewals for 2020

34. 2020 Retail (on-sale) Liquor License Renewals

License #	Owner/Master Name	DBA	Address
RL-5734	HEINSEL INVESTMENTS LLC	COMFORT SUITES	1333 N ELK VALE RD
RL-5742	TEXAS ROADHOUSE HOLDINGS LLC	TEXAS ROADHOUSE	2106 N MAPLE AVE
RL-5810	RUSHMORE CUISINE INC	RUBY TUESDAY	821 FAIRMONT BLVD
RL-6327	BDUBS LLC	BUFFALO WILD WINGS	715 MOUNTAIN VIEW RD

35. 2020 Package Delivery Renewal

License #	Owner/Master Name	DBA	Address
PD-26200	CORTEZ LLC	ALEX JOHNSON HOTEL	523 6TH STREET

36. 2020 Retail (on-sale) Liquor License Renewals WITH Video Lottey

License #	Owner/Master Name	DBA	Address
RL-5863	JACKSON BLVD HOSPITALITY LLC	DAYS INN & LOUNGE	725 JACKSON BOULEVARD
RL-5866	CORTEZ LLC	ALEX JOHNSON HOTEL	523 6TH ST
RL-5873	MEADOWOOD LOUNGE INC	MEADOWOOD LOUNGE	3809 STURGIS RD
RL-5874	HUNGRY'S RESTAURANTS INC	MARLINS ROADHOUSE GRILL	2803 DEADWOOD AVE
RL-6151	FRA TERNAL ORDER OF EAGLES	RAPID CITY AERIE NO 3555	1410 CENTRE ST
RL-5318	FRESCH INC	JOES PLACE	4302 PENDLETON DR
RL-5683	ATLANTIS LLC	FAIRFIELD INN & SUITES BY MARRIOTT	1314 N ELK VALE RD

37. 2020 Retail (on-off sale) Wine License Renewals

License #	Owner/Master Name	DBA	Address
RW-19170	WALGREEN CO	WALGREENS #10656-MT RUSHMORE RD	1902 MOUNT RUSHMORE RD
RW-19172	WALGREEN CO	WALGREENS 05643-MTN VIEW-RAPID CITY	540 MOUNTAIN VIEW RD
RW-19771	MAIN STREET SQUARE INC.	MAIN STREET SQUARE	526 MAIN STREET
RW-20546	PLATINUM RESTAURANT GROUP, INC	MARCOS PIZZA #3019	3625 JACKSON BLVD
RW-20790	PLATINUM RESTAURANT GROUP INC	MARCOS PIZZA #4010	4040 CHEYENNE BLVD SUITE A
RW-21670	IMPRESSIVE NAILS INCORPORATED	IMPRESSIVE NAILS	1301 W OMAHA ST STE 105
RW-23211	LC BEER LLC	LOST CABIN BEER CO	1401 W OMAHA ST
RW-26207	BW GAS & CONVENIENCE RETAIL, LLC	YESWAY # 1187	4030 CHEYENNE BLVD
RW-6479	WINE LAND INC	WINE CELLAR RESTAURANT	513 6TH ST
RW-6525	ROBERT W JOHNSON	CANYON LAKE PUB & CASINO	4116 JACKSON BLVD
RW-6572	PIESANO'S PACCHIA INC	PIESANO'S PACCHIA	3618 CANYON LAKE DR #121

38. 2020 Package (off-sale) Liquor Renewals

License #	Owner/Master Name	DBA	Address
PL-19233	WALMART INC	WALMART SUPERCENTER #1604	1200 N LACROSSE ST
PL-19346	BIG D OIL CO	BIG D OIL CO #54	3851 EGLIN ST
PL-19389	WALGREEN CO	WALGREENS #09512-LACROSSE ST-RAPID	1125 N LACROSSE ST
PL-20040	WALMART INC	WALMART #3872	100 STUMER RD
PL-20176	SKYWAY ENTERPRISES INC	AMERICINN MOTEL	1632 RAPP ST
PL-20177	WISDOM INC	COUNTRY INN & SUITES BY CARLSON-RC	2321 N LACROSSE ST
PL-20178	ATLANTIS LLC	FAIRFIELD INN & SUITES BY MARRIOTT	1314 N ELK VALE RD
PL-4576	SAMS WEST INC	SAMS CLUB #6565	925 EGLIN ST
PL-4646	THRIFTY SMOKE SHOP INC - KURT SCHIMMER	THRIFTY SMOKE SHOP	718 E ST PATRICK ST
PL-4656	THRIFTY SMOKE SHOP INC - KURT SCHIMMER	THRIFTY SMOKE SHOP III	1101 W OMAHA #3
PL-4851	TIMMONS MARKET, LLC	TIMMONS MARKET	747 TIMMONS BLVD

Motion was made by Armstrong, second by Drury and carried to approve items 34-38.

PUBLIC HEARING ITEMS – Items 39 – 44

CONSENT PUBLIC HEARING ITEMS – Items 39 – 42

The following item was removed from the Consent Items:

- 41. Pacific Pearl Hotel Mgmt – Pierre, LLC DBA Ramada by Wyndham, 1902 N. Lacrosse Street for a Retail (on-sale) Liquor License TRANSFER from First National Bank Rapid City DBA Ramada Hotel & Suites F&B, 1902 N. Lacrosse Street

Motion was made by Modrick, second by Armstrong to approve items 39-42 with the exception of item 41.

Alcohol Licenses

- 39. Pennington County Democratic Party for a SPECIAL EVENT On-Sale Malt Beverage license for an event scheduled for November 3, 2019 at Canyon Lake Activity Center, 2900 Canyon Lake Dr.
- 40. PV Rapid LLC DBA Puerto Vallarta Mexican Restaurant & Tequila Bar, 2205 N Lacrosse Street for a Retail (on-sale) Liquor License (Inactive) TRANSFER from Wisdom, Inc. DBA Wisdom Inc., 2205 N. Lacrosse Street
- 42. OC Rapid City LLC DBA Old Chicago Restaurant, 1718 Eglin Street for a Retail (on-sale) Liquor – Restaurant license TRANSFER from Black Hills BBQ Inc. DBA Famous Dave’s BBQ, 1718 Eglin Street

END OF CONSENT PUBLIC HEARING CALENDAR

Sumption asked that item 41 be continued to the November 4, 2019 city council meeting per the applicant’s request. Pacific Pearl Hotel Mgmt – Pierre, LLC DBA Ramada by Wyndham, 1902 N. Lacrosse Street for a Retail (on-sale) Liquor License TRANSFER from First National Bank Rapid City DBA Ramada Hotel & Suites F&B, 1902 N. Lacrosse Street. Motion was made by Armstrong, second by Lehmann and carried that item 41 be continued to the November 4, 2019 city council meeting.

NON-CONSENT PUBLIC HEARING ITEMS – Items 43 and 44

Ordinance 6362 (No. 19RZ034) An Ordinance Amending Section 17.06 of Chapter 17 of the Rapid City Municipal Code, a request by Renner Associates, LLC for Roadside Outdoor Advertising, LLC for a Rezoning Request from Office Commercial District to Low Density Residential District II for property generally described as being located north of Tower Road. Having passed its first reading on October 7, 2019 motion was made by Lewis, second by Nordstrom that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6362 was declared duly passed upon its second reading.

Ordinance 6355 (19OA005) An Ordinance Amendment Amending Title 17 of the Rapid City Municipal Code to Exempt Small Wireless Facilities from the Definition of Microcell Wireless Communication Facilities. Having passed its first reading on October 7, 2019 motion was made by Lewis, second by Lehmann that the title be read the second time. Upon vote being taken, the following voted AYE: Lehmann, Nordstrom, Lewis, Modrick, Evans, Armstrong, Roberts, Drury and Strommen. NO: None; Whereupon, the Mayor declared the motion passed and Ordinance 6355 was declared duly passed upon its second reading.

BILLS

The following bills have been audited:

BILL LIST - OCTOBER 21, 2019

P/ROLL PERIOD END 09/28/19, PD 10/04/19	1,888,875.81
SUPP P/ROLL PERIOD END 09/28/19, PD 10/04/19	930.00
SUPP P/ROLL PERIOD END 09/28/19, PD 10/08/19	327.90
PIONEER BANK & TRUST, 09/28/19 P/ROLL TAXES, PD 10/04/19	486,376.17
PIONEER BANK & TRUST, SUPP 09/28/19 P/ROLL TAXES, PD 10/08/19	25.08
WELLMARK INC, HEALTH CLAIMS THROUGH 10/04/19, PD 10/11/19	117,248.85
WELLMARK INC, HEALTH CLAIMS THROUGH 10/11/19, PD 10/17/19	113,932.46
WAGE WORKS, SECTION 125 CLAIMS THROUGH 10/07/19, PD 10/08/19	2,686.23
WAGE WORKS, SECTION 125 CLAIMS THROUGH 10/14/19, PD 10/15/19	4,592.53

SOUTH DAKOTA RETIREMENT SYSTEM, SEP19 RETIREMENT, PD 10/04/19	484,405.20
BERKLEY ASSIGNED RISK SERVICES, SEPT19 CLAIMS, PD 10/04/19	30,315.61
BERKLEY ASSIGNED RISK SERVICES, ADD'L CLAIM, PD 10/15/19	23,529.81
WEST RIVER ELECTRIC ASSOCIATION, ELECTRICITY, PD 10/17/19	31,175.82
BLACK HILLS ENERGY, ELECTRICITY, PD 10/17/19	15,761.71
COMPUTER BILL LIST	3,842,532.97
CDEV COMPUTER BILL LIST	6,002.04
SUBTOTAL	7,048,718.19
RSVP, P/ROLL PERIOD END 9/28/19, PD 10/04/19	1,447.13
RSVP, PIONEER BANK & TRUST, 09/28/19 P/ROLL TAXES, PD 10/04/19	412.31
RSVP, COMPUTER BILL LIST	1,024.24
TOTAL	7,051,601.87

Sumption presented the bill list of \$7,051,601.87. Motion was made by Nordstrom, second by Roberts and carried to authorize (No. CC102119-01) the Finance Officer to issue warrants or treasurer checks, drawn on proper funds, in payment thereof.

ADJOURN

There being no further business to come before the Council at this time, motion was made by Nordstrom, second by Lehmann and carried to adjourn the meeting at 8:00 p.m.

Dated this 21st day of October, 2019.

CITY OF RAPID CITY

ATTEST:

Finance Officer

Mayor

(SEAL)